

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Express Mail No.: EL 623 525 674 US

Date of Deposit: 20 October 2004

Application No.: Not yet assigned – 371 of PCT/AU03/00478

International

Filing Date: 22 April 2003 (22.04.2003)

Applicant: ROYCE, Alistair, et al.

Title: Retractor

Attorney Docket: 3029-000083

Mail Stop PCT
Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

50479525E2973

EXPRESS MAIL TRANSMITTAL

The following papers are being deposited with the United States Postal Service Express Mail Post Office To Addressee on 20 October 2004 and addressed for receipt by the United States Patent and Trademark Office:

1. Express Mail Transmittal (Label No. EL 623 525 674 US);
2. Check in the amount of \$1,382.00;
3. Transmittal Letter to the US Designated/Elected/Office Concerning a Filing Under 35 USC 371 (2 pages, in duplicate);
4. Preliminary Amendment (9 pages)
5. Application Data Sheet (2 pages);
6. Copy of Published International Application WO 03/032545;
7. International Preliminary Examination Report;
8. International Search Report;
9. Information Disclosure Statement, Form 1449, Three (3) Cited References; and
10. Return Postcard.

HARNESS, DICKEY & PIERCE, P.L.C.
P.O. Box 828
Bloomfield Hills, Michigan 48303
(248) 641-1600


Stefanie R. Hernandez

| | | |
|---|---|---|
| U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV. 10-2003) | | ATTORNEY'S DOCKET NUMBER 3029-000083/NP |
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/511967 |
| INTERNATIONAL APPLICATION NO. PCT/AU03/00478 | INTERNATIONAL FILING DATE 22 April 2003 (22.04.03) | PRIORITY DATE CLAIMED 26 April 2002 (26.04.02) |
| TITLE OF INVENTION RETRACTOR | | |
| APPLICANT(S) FOR DO/EO/US ROYCE, Alistair et al. | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | |
| <p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). </p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ul style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> | | |
| Items 11 to 20 below concern document(s) or information included: | | |
| <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment.</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.</p> <p>18. <input checked="" type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: Express Mail Label No. EL 623 525 674 US; Three (3) Cited References; International Preliminary Examination Report; International Search Report; Return Receipt Postcard</p> | | |

| | | | |
|--|--------------|---|--|
| U.S. APPLICATION NO. (Section 1.10(a), 37 CFR 1.5) | | INTERNATIONAL APPLICATION NO. PCT/AU03/00478 | ATTORNEY'S DOCKET NUMBER 3029-000083/NP |
| 10/511967 | | CALCULATIONS PTO USE ONLY | |
| 21. <input checked="" type="checkbox"/> The following fees are submitted: | | | |
| BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)): | | | |
| Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO | | \$1080.00 | |
| International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO | | \$920.00 | |
| International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO | | \$770.00 | |
| International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) | | \$730.00 | |
| International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) | | \$100.00 | |
| ENTER APPROPRIATE BASIC FEE AMOUNT = | | \$ 1080.00 | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | \$ 130.00 | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE |
| Total claims | 19 - 20 = | 0 | x \$18.00 \$ |
| Independent claims | 5 - 3 = | 2 | x \$86.00 \$ 172.00 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | + \$290.00 \$ | |
| TOTAL OF ABOVE CALCULATIONS = | | \$ 1382.00 | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | \$ | |
| SUBTOTAL = | | \$ 1382.00 | |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | \$ | |
| TOTAL NATIONAL FEE = | | \$ 1382.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | \$ | |
| TOTAL FEES ENCLOSED = | | \$ 1382.00 | |
| | | Amount to be refunded: | \$ |
| | | charged: | \$ |
| <p>a. <input checked="" type="checkbox"/> A check in the amount of \$ 1382.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ 1080.00 to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> | | | |
| <p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.</p> | | | |
| <p>SEND ALL CORRESPONDENCE TO:</p> <p>David P. Utykanski Harness, Dickey & Pierce, P.L.C. P.O. Box 828 Bloomfield Hills, Michigan 48303 United States of America</p> | | | |
| <p> SIGNATURE David P. Utykanski NAME 39,052 REGISTRATION NUMBER Dated: October 20, 2004</p> | | | |